

PATENT

Atty. Docket No. EXT-070 C1
(2457/69)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Weir *et al.*

SERIAL NUMBER: Continuation of 09/513,381 GROUP NO.: Not yet assigned

FILING DATE: Herewith EXAMINER: Not yet assigned

TITLE: Purification Devices Comprising Immobilized Capture Probes and Uses Therefor

Box PATENT APPLICATION
Commissioner for Patents
Washington, D.C. 20231

Sir:

PRELIMINARY AMENDMENT

AMENDMENTS

Prior to examination, please enter the following Amendments to the above-identified application.

IN THE SPECIFICATION:

Please enter the sequence listing. Please further amend the specification to read as follows. A marked-up copy of the amended paragraphs showing the amendments is attached.

On the first page of the specification, please amend the third line starting with Attorney's Docket No. to recite:

Attorney's Docket No.: EXT-070 C1

On the first page of the specification under RELATED APPLICATIONS, please amend the first paragraph to recite:

This application is a continuation of prior application Serial No. 09/513,381, filed on February 25, 2000, the entire disclosure of which is incorporated by reference herein. This application claims the benefit of United States Provisional Application Number 60/121,836 entitled "Devices Comprising Immobilized Capture Probes" by Christopher P. Adams, T. Christian Boles, Lawrence Weir, Rahul K. Dhanda and Nevin Summers, filed on February 26, 1999, the entire teachings of which are incorporated herein by reference.

On the sixth page of the specification under the BRIEF DESCRIPTION OF THE DRAWINGS, please amend the fifth full paragraph to recite:

Figure 3D depicts the reverse sequence [SEQ ID NO: 9].

On the sixth page of the specification under the BRIEF DESCRIPTION OF THE DRAWINGS, please amend the sixth full paragraph to recite:

Figure 3E depicts the sequences used in the method depicted in Figure 3A. The polylinker is SEQ ID NO: 5; the -21 Primer is SEQ ID NO: 6; 6249-17ac is SEQ ID NO: 4; 6277-21ac is SEQ ID NO: 7; and 6290-18ac is SEQ ID NO: 8.

IN THE CLAIMS:

Please cancel claims 2-6, 12-17, 21, 22, 25, 27, 30, 31 and 35 without prejudice.

REMARKS

After entry of this Preliminary Amendment, claims 1, 7-11, 18-20, 23, 24, 26, 28, 29, 32-34 and 36-38 are pending in the Application. Applicants have canceled claims 2-6, 12-17, 21, 22,

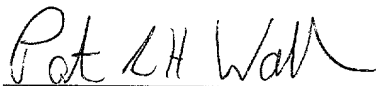
25, 27, 30, 31 and 35 without prejudice and without any intention to abandon the subject matter as filed, but with the intention that claims of the same, greater, or lesser scope may be pursued in this or a continuing application. Applicants respectfully submit that no new matter is introduced by the amendment. The Specification is herein amended to recite related applications and to introduce sequence identifiers. Applicants respectfully submit that the aforementioned amendments introduce no new matter.

CONCLUSIONS

Applicants respectfully request entry of this amendment prior to examination of the application on the merits. The Examiner is invited to telephone Applicants' undersigned representative to discuss any outstanding issues.

Applicants believe that no fees are due with this submission. However, the Director is hereby authorized to charge any fees that may be due to deposit account No. 20-0531.

Respectfully submitted,



Patrick R.H. Waller
Agent for Applicants
Testa, Hurwitz, & Thibeault, LLP
High Street Tower
125 High Street
Boston, MA 02110

Date: December 6, 2001
Reg. No. 41,418
Tel. No. (617) 248-7240
Fax No. (617) 248-7100

MARKED UP SPECIFICATION SHOWING AMENDMENTS

Third Line on Page 1:

Attorney's Docket No.: [2313.1014-001] EXT-070 C1

Related Applications on Page 1:

RELATED APPLICATIONS

This application is a continuation of prior application Serial No. 09/513,381, filed on February 25, 2000, the entire disclosure of which is incorporated by reference herein. This application claims the benefit of United States Provisional Application Number 60/121,836 entitled "Devices Comprising Immobilized Capture Probes" by Christopher P. Adams, T. Christian Boles, Lawrence Weir, Rahul K. Dhanda and Nevin Summers, filed on February 26, 1999, the entire teachings of which are incorporated herein by reference.

In the Brief Description of the Drawings on page 6:

Figure 3D depicts the reverse sequence [SEQ ID NO: 9].

Figure 3E depicts the sequences used in the method depicted in Figure 3A. The polylinker is SEQ ID NO: 5; the -21 Primer is SEQ ID NO: 6; 6249-17ac is SEQ ID NO: 4; 6277-21ac is SEQ ID NO: 7; and 6290-18ac is SEQ ID NO: 8.